CHAPTER 2

Enrolling Members; Administering the Oath

- §1. In General
- § 2. Status of Members- and Delegates-elect
- § 3. Presentation of Credentials
- § 4. The Clerk's Roll
- § 5. Administering the Oath
- §6. Challenging the Right to be Sworn

INDEX TO PRECEDENTS

Administration of oath

absentees, §§ 5.8–5.12

by deputies, §§ 5.9, 5.12

challenge to, form and procedure, §§ 6.1, 6.2

delayed Members-elect, after opening day, § 5.14

delayed Members-elect, opening day, § 15.13

Member-elect once excluded, §§ 6.8, 6.9 Members-elect to fill unexpired terms, § 3.7

privileged matter, §§ 5.17, 5.19

record evidence of, §§ 5.20-5.22

record evidence of, form, § 5.21

related to right to vote, §§ 2.2, 2.3

related to rights and privileges, § 2.1

Administration of oath—Cont.

Resident Commissioner-elect filling vacancy, § 3.9

resolution authorizing, to entire state delegation, § 6.5

resolutions authorizing, §§ 5.5-5.7

Senate procedure, §§ 5.23, 5.24

Administration of oath, absent credential by unanimous consent, § 3.5

governor's communication basis for, $\S\,3.4$

secretary of state's telegram as basis for, § 3.3

state attorney general's telegram as basis for, § 3.1

to Member-elect, § 3.4

Ch. 2

DESCHLER'S PRECEDENTS

Challenges to oath administration

debate on, § 6.3

debate on, by challengee, §2.5

exclusion of Member-elect pending investigation, §§ 6.6, 6.7

form of, § 6.2

House action on, §§ 6.6, 6.7

Member-elect once excluded, §§ 6.8, 6.9 procedure, § 6.1

state delegation, §§ 6.4, 6.5

Clerk

adds new states to roll, § 4.5

corrects roll, deaths, §§ 4.6-4.9

corrects roll, resignations, § 4.10

directs call of roll, convening of new Congress, §4.1

enrolls Member-elect, §§ 3.4, 4.3

informs House, credentials of Delegates and Resident Commissionerselect, §§ 3.8, 3.9

informs House, credentials of Memberelect to fill unexpired term, $\S 3.6$

prepares roll, §4.1

vacancy in office, effect of, § 4.2

Committees

resolution authorizing, to investigate right to seats, §§ 6.6, 6.7

Compensation

Senator-elect waived until taking oath, § 2.6

Credentials

delayed, administration of oath by unanimous consent, § 3.5

Delegates- and Resident Commissioners-elect, §§ 3.8–3.10

state communications in place of, for administration of oath, §§ 3.1–3.4

state court restraining issuance, effect of, § 4.3

Delegates-elect

credentials laid before House but not enrolled, § 3.8

Demand for yeas and nays

before organization, § 2.4

Members-elect

administered oath by deputies, §§ 5.9, 5.10

administration of oath to, delayed, §§ 5.13-5.16

challenging right of another to be sworn, §§ 6.1, 6.2

debate on right to seat, § 2.5

deceased, correcting roll for, §§ 4.6, 4.8 excluded pending investigation of final right to be sworn, §§ 6.6, 6.7

filling unexpired terms, House informed of credentials, §§ 3.6, 3.7

presumed death of, §§ 4.8, 4.9

right to demand yeas and nays, § 2.4

right to vote, §§ 2.2, 2.3

rights and privileges of, § 2.1

Oath of office

absentees, § 5.8-5.12

administering officer, §§ 5.1–5.3

copies of, House permission required for release of, § 5.22

Delegate-elect took, absent credentials, § 3.2

form and record of, § 5.21

time of administration, §§ 5.1, 5.3

Privilege

oath administration, after previous question ordered, § 5.17

oath administration, interrupting debate, $\S 5.18$

Resident Commissioner-elect

credentials laid before House but not enrolled, § 3.8

filling unexpired term, 3.9

length of term, § 5.4

President informed House of appointment of, § 3.10

Resolutions accepting oath administration to absentees

when offered, §§ 5.8, 5.12

Resolutions accepting oath administration to absentees—Cont.

who offers, §5.10

Resolutions authorizing oath administration

amendment of and debate on, § 5.5 amendment to must be germane, § 5.6

Roll of the House

adding new states to, § 4.5

call of, §§ 4.1, 4.2

 $\begin{array}{lll} \text{convening} & \text{of} & \text{consecutive} & \text{session}, \\ \S\S\,4.10,\,4.11 & & \end{array}$

convening of new Congress, § 4.1

corrections in for. deaths, House informed $\S 4.6$

corrections in, presumed deaths, §§ 4.8, 4.9

Senate

 $\begin{array}{lll} administration & of & oath, & absentees, \\ \S \, 5.24 & & \end{array}$

Senate—Cont.

administration of oath, procedure, § 5.23

challenges to oath administration, § 6.10

Speaker

administers oath, §§ 5.1, 5.3

administers oath to absentee, informs House, § 5.8

appoints deputy to administer oath, \$\$5.9-5.12

election of, convening of second session, § 4.10, 4.11

State executive

communications of, in place of credentials, §§ 3.1–3.4

presumption of death, evidence transmitted to House by, §§ 4.8, 94. vacancy declaration by, § 4.8